IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

Bail Appl..No. 694 of 2007()

CMP.11/2007 of JUDL. MAGISTRATE OF FIRST CLASS, KOTHAMANGALAM
(crime no.65/2006 of KOTHAMANGALAM EXCISE RANGE)

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PETITIONER/1ST ACCUSED

RAMACHANDRAN, AGED 52 YEARS,
S/O.VELAYUDHAN, CHERUKANNOTH HOUSE,
NERIYAMANGALAM VILLAGE, KOTHAMANGALAM.

BY ADV. SRI.PEEYUS A.KOTTAM

RESPONDENTS: RESPONDENT/COMPLAINANT

STATE OF KERALA, REPRESENTED BY THE
EXCISE INSPECTOR, KOTHAMANGALAM, REP. BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM. (INVESTIGATING OFFICER IN CRIME
NO.65/06 OF EXCISE RANGE, KOTHAMANGALAM).

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 694 OF 2007 B

Dated this the 7th day of February, 2007

O R D E R

The petitioner, who is the accused in C.R. No.65/2006 of Kothamangalam Excise Range for an offence punishable under Section 55(a) of the Abkari Act for having been found in possession of 18 liters of IMFL in 24 bottles and 55 bottles of Beer on 30.12.2006 and was arrested on the same day, seeks his enlargement on bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor. The learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner is an accused in four other crimes involving similar abkari offences.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This application is accordingly dismissed.

(V. RAMKUMAR, JUDGE)

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